

From: v g
To: Microsoft ATR
Date: 1/28/02 12:26pm
Subject: Microsoft Settlement

Dear Judge Kollar-Kotally,

With all due respect, I object to the (PFJ) Proposed Final Judgment in the Microsoft case. There are numerous flaws in the final proposal, which undoubtedly gives Microsoft absolute, power to continually abuse their existing monopoly position. Based on my review, the proposed settlement overlooks one thing. This one defect contains a faulty mechanism to implement appropriate restrictions.

As stated in the settlement, Microsoft will be closely monitored to comply with all restrictions encompassed with in the stated agreement.

A three man compliance team will oversee and insure that Microsoft comply with the stated rules and regulations. Taking a closer look however, this three-man oversight team will be composed of the following: one appointee from the Justice Department, one appointee from Microsoft, and another appointee chosen by the two existing members. In turn, Microsoft will control half of the oversight team. Also, in the likelihood of any enforcement proceeding, all findings by the oversight committee will not be allowed into court. The sole purpose of the committee is to inform the Justice Department of all infractions by Microsoft.

Subsequently the Justice Depart will launch its own investigation into the matter and commence litigation to halt all infractions. When all is said and done, the oversight committee is just window dressing, who will not strictly oversee Microsofts business moves? In my opinion, the Proposed Final Judgment does not provide sufficient and appropriate restrictions or penalties against Microsoft. What reassurance do we have against Microsofts illegal and illicit activities? I can assure you that the Proposed Final Judgment does not effectively nor sufficiently address the question. Therefore I submit to the court my objection to the Proposed Final Judgment.

Respectfully,

Mrs. Alsida Ortiz
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